

UNITED STATES DISTRICT COURT  
DISTRICT OF MONTANA  
GREAT FALLS DIVISION

UPPER MISSOURI  
WATERKEEPER,

Plaintiff,

vs.

UNITED STATES  
ENVIRONMENTAL PROTECTION  
AGENCY AND ANDREW  
WHEELER, ADMINISTRATOR,  
UNITED STATES  
ENVIRONMENTAL PROTECTION  
AGENCY,

Defendants,

and

STATE OF MONTANA  
DEPARTMENT OF  
ENVIRONMENTAL QUALITY,  
TREASURE STATE RESOURCE  
ASSOCIATION OF MONTANA,  
MONTANA LEAGUE OF CITIES  
AND TOWNS, and NATIONAL  
ASSOCIATION OF CLEAN WATER  
AGENCIES,

Intervenor-Defendants.

Case No. CV-16-52 -GF-BMM

AMENDED JUDGMENT IN A  
CIVIL CASE

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**X Decision by Court.** This action came before the Court for bench trial, hearing, or determination on the record. A decision has been rendered.

IT IS ORDERED:

This matter comes before the Court on remand from the United States Court of Appeals for the Ninth Circuit in Case No. 4:16-cv-00052-BMM and the United States Environmental Protection Agency's Motion for Entry of Order and Amended Final Judgment. IT IS ORDERED that the motion is GRANTED. In accordance with the instructions of the Court of Appeals for the Ninth Circuit on remand to this Court, Upper Missouri Waterkeeper's motion for summary judgment (Doc. No. 148) is denied and EPA's and intervenor-defendants' motions for summary judgment (Doc. Nos. 151, 155, 159, 161, 165) are granted in full.

Dated this 29th day of June, 2022.

TYLER P. GILMAN, CLERK

By: /s/ S. Redding  
S. Redding, Deputy Clerk